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Attorneys for Berger Bros., Inc.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA for
the use and benefit of BERGER BROS.,
INC., a California Corporation,

Plaintiff,

vs.

DICK/MORGANTI, a California joint
venture; DICK CORPORATION, a
Pennsylvania corporation; THE
MORGANTI GROUP, INC., a
Connecticut corporation; AMERICAN
CASUALTY COMPANY OF
READING, PENNSYLVANIA, a
Pennsylvania corporation; NATIONAL
UNION FIRE INSURANCE
COMPANY OF PITTSBURG, PA, a
Pennsylvania corporation;
CONTINENTAL CASUALTY
COMPANY, an Illinois corporation.

Defendants.

CASE NO. C-07-5108-JSW

STIPULATION FOR DISMISSAL

[FRCP Rule 41]

*[Assigned to the Hon. Jeffrey S. White,
Courtroom 2]*

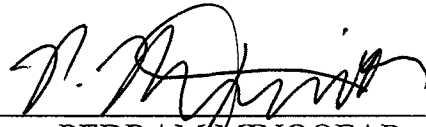
IT IS HEREBY STIPULATED by and between the parties, through their
respective counsel, that the above-entitled matter be dismissed *with prejudice* pursuant
to *Federal Rules of Civil Procedure*, Rule 41(a)(1), with each party to bear its own
attorneys fees and costs. The parties respectfully request that the Court issue an order
in conformance with the parties' stipulation.

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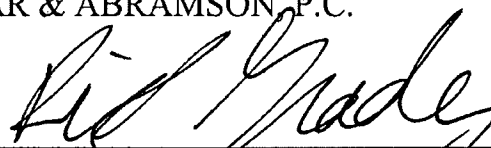
DATED: June 4, 2008

HUNT ORTMANN PALFFY NIEVES
LUBKA DARLING & MAH, INC.

By 
PEDRAM MINOOFAR
Attorneys for Berger Bros., Inc.

DATED: June 4 KW, 2008

PECKAR & ABRAMSON, P.C.

By 
RAYMOND M. BUDDIE
RICK W. GRADY
Attorneys for DICK/MORGANTI; DICK
CORPORATION; THE MORGANTI GROUP,
INC.; AMERICAN CASUALTY COMPANY
OF READING, PENNSYLVANIA;
NATIONAL UNION FIRE INSURANCE
COMPANY OF PITTSBURG, PA; and
CONTINENTAL CASUALTY COMPANY

PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am employed in the County of Los Angeles, State of California. I am over the age of eighteen years and not a party to the within action; my business address is 301 North Lake Avenue, 7th Floor, Pasadena, California 91101-1807.

On June 5, 2008, I served the following document(s) described as **STIPULATION FOR DISMISSAL** on the interested parties in this action by placing true copies thereof enclosed in sealed envelopes addressed as follows:

Rick W. Grady
ALLEN MATKINS LECK GAMBLE
MALLORY & NATSIS, LLP
Three Embarcadero Center
12th Floor
San Francisco, CA 94111

BY MAIL: I am "readily familiar" with Hunt Ortmann Palffy Nieves Lubka Darling & Mah, Inc.'s practice for collecting and processing correspondence for mailing with the United States Postal Service. Under that practice, it would be deposited with the United States Postal Service that same day in the ordinary course of business. Such envelope(s) were placed for collection and mailing with postage thereon fully prepaid at Pasadena, California, on that same day following ordinary business practices.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct and that I am employed in the office of a member of the bar of this Court at whose direction the service was made.

Executed on June 5, 2008, at Pasadena, California.


Nancy Aguayo

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